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JUN 23 2004

OFFICE OF PETITIONS

In re Application of :
Yang and Chih :
Application No. 10/734,229 : DECISION ACCORDING STATUS
Filed: 15 December, 2003 : UNDER 37 CFR 1.47(a)
Attorney Docket No. 3319-0110P :

This is in response to the renewed petition filed under 37 CFR 1.47(a) on 2 June, 2004.

The petition is **GRANTED**.

The above-identified application was filed on 15 December, 2003, with a declaration naming Pang-Lun Yang and Ting-Hui Chih as joint inventors and signed by joint inventor Chih on behalf of himself and joint inventor Yang. The petition filed on 15 December, 2003, was dismissed on 2 April, 2004.

Petitioners have shown that the non-signing inventor has refused to join in the filing of the above-identified application after having been sent a copy of the application papers. Specifically, petitioners have established that a copy of the application was sent to the non-signing inventor, Pang-Lun Yang. However, the non-signing inventor has refused to sign the declaration listing him as a joint inventor along with Ting-Hui Chih.

In accepting the present petition, the Office is construing the declaration of Yu Hui Sung to mean that a copy of the application papers was sent to non-signing inventor Yang. Petitioners **must** inform the Office if this is an incorrect interpretation.

The above-identified application and papers have been reviewed and found in compliance with 37 CFR 1.47(a). This application is hereby accorded Rule 1.47(a) status.

As provided in Rule 1.47(c), this Office will forward notice of this application's filing to the non-signing inventor at the address given in the Declaration. Notice of the filing of this application will also be published in the Official Gazette.

After this decision is mailed, the application will be forwarded to Technology Center 2800 for further processing.

Telephone inquiries related to this decision should be directed to the undersigned at 703-308-6918.

A handwritten signature in cursive script, appearing to read "D Wood".

Douglas I. Wood
Senior Petitions Attorney
Office of Petitions